

CHAPTER 12.

TOWN OF ORFORD LEGALIZED AND NAME CHANGED.

AN ACT to Legalize the Incorporation of the Town of "Orford" and S. F. 115.
the Change of Name to "Montour."

WHEREAS, John Stevens and thirty-nine others, constituting a majority of the qualified voters of the town of "Orford" in the county of Tama and state of Iowa, did petition the circuit court of said county at the October, A. D. 1870, term thereof to incorporate certain territory, described in said petition, as the incorporated town of "Orford," and [on] the 21st day of said October, it still being the October term of said court, A. D. 1870, the court, being fully advised in the premises, found that the territory described in said petition had more than thirty voters and upward of three hundred and fifty inhabitants embraced within its limits, and that petitioners were entitled to have the incorporation perfected for which they petitioned, and in pursuance of said findings the court duly appointed commissioners as provided by law to hold an election upon the question of incorporating said town; and, Preamble.
Commissioners appointed in 1870.

WHEREAS, The said commissioners who were thus appointed did, at a subsequent date: to-wit, December 6th, A. D. 1870, in the manner provided by law, within the limits of the proposed incorporation, duly hold an election of the qualified electors therein upon the question of incorporating the territory named in said petition, at which election the whole number of ballots cast were seventy-one, there being sixty-nine ballots for incorporation, and two ballots against incorporation, a report of which election was formally returned to the circuit court of said Tama county, which court on the 22d day of December, 1870, ordered that said town of "Orford," including the territory named in the aforesaid petition, should be known as "the incorporated town of Orford"; and,

WHEREAS, The question, "Shall the name of 'Orford' be changed to 'Montour'?" was submitted by the mayor and trustees of said Orford to the legal voters therein, at the annual municipal election held in said town, on the third day of March, 1873, and forty-seven votes were cast in favor of changing the name of said town of "Orford" to "Montour," and only five were cast against said change; whereupon the mayor and trustees of said town of Orford, on the fourth day of March, 1873, recognized and ratified said vote by passing an ordinance confirming such change of name; and, Name changed to Montour in 1873.

WHEREAS, The mayor and trustees of the said town of "Orford" and "Montour" ever since the incorporation of said "Orford," and subsequent to said change of name, have been duly elected from year to year, as by statute provided in case of such municipalities, and they have enacted ordinances, passed

resolutions, levied taxes, collected and disbursed the same, and, in short, have transacted the business from the date of said first incorporation, such as is usually done by the officers of municipal corporations of that class; and,

Partial record. WHEREAS, Only a partial record of the proceedings had in and about the incorporation of said town of Orford was made in the office of the clerk of said circuit court, and only an imperfect record of said incorporation was filed with the secretary of state, as by law provided, and the record concerning the change of name from "Orford" to "Montour" being incomplete and unsatisfactory; and,

WHEREAS, The validity of the proceedings had in the matter of the incorporation of the said town of Orford has been questioned, and doubts have frequently arisen as regards the legality of the change of name from "Orford" to "Montour" and the legality of each and every act of the municipal officers of both "Orford" and "Montour" has been and is shrouded in doubt; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Incorporation legalised. SECTION 1. That the incorporation of the town of "Orford," in Tama county, under the general incorporation laws of Iowa, and the subsequent change of the name of said town from "Orford" to "Montour," together with each and every official act of the officers of said "Orford" and "Montour," is [are] hereby **Change of name legalised.** legally ratified and confirmed and declared to be of full legal force and effect, the same as though the legality thereof had never been in doubt, and the territory originally incorporated as the town of "Orford," in said Tama county, Iowa, shall be hereafter legally known and recognized as "the incorporated town of Montour," clothed with all of the rights and privileges, and vested with all of the powers and authority, granted by law to incorporated towns.

Elections legalised. SEC. 2. That the municipal elections held in said "Orford" and "Montour" from the date of the first incorporation, and the levy and disbursement of all taxes made by the officers thereof, are hereby legalized and declared to be of binding force and effect.

Ordinances legalised. SEC. 3. That the enactment, repeal, or amendment of every ordinance by the officers of said Orford or Montour, and the official acts, all and singular, of the officers of the said incorporation which are not specifically enumerated in this act, are hereby declared to be legal, valid, and binding, to the same extent as if the law had been lawfully complied with in the incorporation of the town of Orford aforesaid, and in changing the name of the same to Montour: *Provided,* Nothing in this act shall be construed to impair any existing rights of third parties or create any liability to said corporation or others as against any person or persons who were not so liable prior to the passage of this act.

Proviso. SEC. 4. This act being deemed of immediate importance shall **Publication.** take effect and be in force from and after its publication as pro-

vided by law in the daily Iowa State Register, published at Des Moines, Iowa, and the Montour Review, a weekly newspaper published at Montour, Iowa, without expense to the state.

Approved, February 15, 1882.

I hereby certify that the foregoing act was published in the *Montour Review* February 23, and in the *Iowa State Register*, daily edition, March 1, 1882.

J. A. T. HULL, *Secretary of State*.

CHAPTER 13.

ASSISTANT LIBRARIAN.

AN ACT to Amend Chapter 194, Laws of the Eighteenth General Assembly, relative to making Appropriations for the Iowa State Library. S. F. 54.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That chapter 194, laws of the eighteenth general assembly, be and the same is hereby amended by inserting after the word "dollars," in the eighth line of section one in said chapter 194, the words, "annually from and after the first day of January, 1882." Chap. 194, acts of 18th G. A., amended.

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register, and Iowa State Leader, newspapers published in Des Moines, Iowa. Publication.

Approved, February 17, 1882.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *The Iowa State Leader* March 18, 1882.

J. A. T. HULL, *Secretary of State*.

CHAPTER 14.

GIRLS' DEPARTMENT, REFORM SCHOOL.

AN ACT to Appropriate Money for a Furnace for use in the Girls' Department of the State Reform School, at Mitchellville. S. F. 120.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated out of any funds in the state treasury, not otherwise appropriated, the sum \$300 appropriated for furnace.